

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA**

<b>KERRY-X [MARSHALL],</b>	:	
<b>Plaintiff</b>	:	<b>CIVIL ACTION NO. 3:12-0351</b>
<b>v.</b>	:	<b>(JUDGE MANNION)</b>
<b>PENNSYLVANIA DEPARTMENT OF CORRECTIONS, <u>et al.</u>,</b>	:	
<b>Defendants</b>	:	

**ORDER**

For the reasons set forth in the Memorandum of this date, **IT IS**  
**HEREBY ORDERED THAT:**

1. Defendants' motion for summary judgment (Doc. [118](#)) is **GRANTED**. The Clerk of Court is directed to enter judgment in favor of Defendants and against Plaintiff on all claims.
2. Plaintiff's motion for summary judgment (Doc. [121](#)) is **DENIED**.
3. Plaintiff's motion for enlargement of time to file dispositive motions (Doc. [109](#)), motion to take videotape depositions (Doc. [119](#)), and motion for an order to file a sur-reply (Doc. [135](#)) are **DISMISSED** as moot.
4. Plaintiff's motion to compel (Doc. [110](#)) is **DENIED**.
5. Plaintiff's motion for leave to file an amended

complaint (Doc. [113](#)) is **DENIED** for the reasons set forth in this Court's January 22, 2014 Memorandum and Order.

6. The Clerk of Court is directed to **CLOSE** this case.
7. Any appeal from this Order will be deemed frivolous, without probable cause and not taken in good faith.

s/ Malachy E. Mannion  
**MALACHY E. MANNION**  
United States District Judge

**Date: March 17, 2015**

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